



Department of State

TELEGRAM

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84.

ACTION: 10-18

INFO: OCT-01 EUR-20 NEA-13 CIAE-00 DODE-00 PM-05 H-02

INR-08 L-04 NSAE-00 NSC-10 P-03 RSC-01 PRS-01 SS-20

USIA-12 OPR-02 SY-03 USSS-00 CRR-02 ACR-01 /126 W

R 261933Z MAY 71
FM USMISSION USUN NY
TO SECSTATE WASHDC 5871
INFO AMEMBASSY MOSCOW

LIMITED OFFICIAL USE USUN 1391

SUBJECT: BROOKLYN COLLEGE INJUNCTION

REF: USUN 1392 - POL 23-8 US

X2 POL 13-10 US

1. ON MAY 8, 1971, GENERAL COUNSEL BERTRAM ZWEIFON SIGNED CONSENT ORDER ACCEPTING PERMANENT INJUNCTION OF RABBI KAHANE AND JDL MEMBERS AGAINST EMPLOYING FORCE OR VIOLENCE OR THREATENING USE OF FORCE OR VIOLENCE AGAINST PERSONS OR PROPERTY WITHIN OR ADJACENT TO BROOKLYN COLLEGE CAMPUS OR OTHERWISE UNLAWFULLY INTERFERING WITH NORMAL FUNCTIONS OF BROOKLYN COLLEGE AND ALSO FROM ENTERING BROOKLYN COLLEGE CAMPUS WITH INTENT TO DO ANY OF ACTS DESCRIBED ABOVE. CORPORATION COUNSEL LAWYER REPRESENTING BROOKLYN COLLEGE (MUSKIN) BELIEVES JDL DECIDED CONSENT TO PERMANENT INJUNCTION BECAUSE IT NARROWER IN SCOPE THAN PRELIMINARY INJUNCTION WHICH FORBODE RABBI KAHANE FROM APPEARING ON CAMPUS FOR ANY PURPOSE. PERMANENT INJUNCTION DOES NOT BAR RABBI KAHANE OR JDL MEMBERS FROM VISITING CAMPUS SO LONG AS THEY DO NOT HAVE VIOLENT INTENT. MUSKIN HAD LIMITED TERMS OF PERMANENT INJUNCTION BECAUSE BROADNESS OF PRELIMINARY INJUNCTION PRESENTED CONSTITUTIONAL PROBLEMS.

2. HEARING SCHEDULED MAY 25 TO DETERMINE WHETHER RABBI KAHANE IN CONTEMPT FOR VIOLATING PRELIMINARY INJUNCTION BY MAY 17 VISIT TO CAMPUS DID NOT TAKE PLACE BECAUSE CORPORATION COUNSEL'S OFFICE CLOUDED ORDER SHOWING ORDER ON RABBI KAHANE PERSONALLY.

DEPARTMENT OF STATE A/CDC/MR

REVIEWED BY *[Signature]* DATE *3.13.81*

ROS ☐ EXT. DATE

TS AUTH.

REASON(S)

ENVOLVE EXISTING MATTER ☐

DECLASSIFIED ☐ RELEASE ☐

RELEASE DENIED ☐

PAID OF FOI EXEMPTIONS



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MUSKIN SAID JOHN W. KHELLER, PRESIDENT BROOKLYN COLLEGE, WLD: HAVE BEEN HAPPY DROP CONTEMPT EFFORT AND AGREE COMPROMISE. SUGGESTED BY COURT SECRETARY THAT RABBI KAHANE WRITE KHELLER LETTER OF APOLOGY AND PERHAPS OFFER CALL TO DISCUSS JDL AIMS. RABBI KAHANE WROTE LETTER WHICH PROVED UNACCEPTABLE BECAUSE IT INVEIGHED AGAINST KHELLER AND HIS POLICIES. COLLEGE PRESIDENT NOW WANTS PRESS AHEAD WITH CONTEMPT EFFORT AND CORPORATION COUNSEL'S OFFICE IS PREPARING ALTERNATIVE SERVICE OF PROCESS. MUSKIN SAID RABBI KAHANE IS DIFFICULT TO FIND AND PERSONAL SERVICE OF NOTICE OF PRELIMINARY INJUNCTION WAS ACCOMPLISHED ONLY AFTER CATCHING RABBI KAHANE HOME IN BED AT 4 A.M. DECONTROL 5/26/72
BUSH

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